



Substitute Form PTO-1449


U.S. Department of Commerce  
Patent and Trademark OfficeAttorney's Docket No.  
17103-003001 / 1457Application No.  
09/942,959List of Patents and Publications for Applicant's  
Information Disclosure StatementApplicant  
Robert S. Osbakken et al.Filing Date  
August 31, 2001Group Art Unit  
1614

(37 CFR §1.98(b))







## U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	A	2002/0061281	05/23/02	Osbakken et al.	424	43	08/31/01
	B	2002/0102294	08/01/02	Bosch et al.	424	450	11/12/98
	C	2002/0197212	12/26/02	Osbakken	424	45	07/09/02
	D	2003/0031631	02/13/03 A1	Osbakken	424	45	08/28/02
	E	4,438,100	03/20/84	Baslev et al.	424	104	12/28/81
	F	5,789,391	08/04/98	Jacobus et al.	514	51	07/03/96
	G	5,883,084	03/16/99	Peterson et al.	514	78	06/08/98
	H	5,958,897	09/28/99	Jacobus et al.	514	49	01/09/98
	I	5,972,904	10/26/99	Jacobus et al.	514	51	01/09/98
	J	5,981,506	11/09/99	Jacobus et al.	514	47	01/09/98

## Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
	K	03/020219	03/13/03 A2	PCT				

## Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
	L	Guevara et al., "[The Ambulatory Aerosol Therapy in the Treatment of Chronic ENT Pathology," <i>Anales O.R.L. Iber. Amer.</i> XVIII, 3:231 - 238 (1991) (In Spanish, English summary on last page of article)
	M	Kondo et al., "Transitional Concentration of Antibacterial Agent to the Maxillary Sinus via a Nebulizer," <i>Acta Otolaryngol. Suppl.</i> 525:64-67 (1996)
	N	Negley et al., "RinoFlow™ Nasal Wash and Sinus System as a mechanism to deliver medications to the paranasal sinuses: Results of a radiolabeled pilot study," <i>ENT Journal</i> , 78(8):550-554 (1999)
	O	O'Riordan et al., "Effect of Nebulizer Configuration on Delivery of Aerosolized Tobramycin," <i>Journal of Aerosol Medicine</i> 20(1):13-23 (1997)
	P	Press Release "SinusPharma Forms Strategic Partnership with Priority Healthcare Corporation; Innovative Chronic Sinusitis Therapy Takes Center Stage" (September 18, 2003) <a href="http://www.sinuspharmacy.com/news_sinuspharmaprioritypartnership.html">http://www.sinuspharmacy.com/news_sinuspharmaprioritypartnership.html</a> [accessed on 09/08/04]
	Q	Press Release "Scripps Memorial Hospital's Chief of Otolaryngology Develops Usage Algorithm for Intranasal Nebulized Medications for Chronic Sinusitis" (February 12, 2003) <a href="http://www.sinuspharmacy.com/presswahl.html">http://www.sinuspharmacy.com/presswahl.html</a> [accessed on 09/08/04]

Examiner Signature

Date Considered

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Substitute Form PTO-1449 (Modified) U.S. Department of Commerce Patent and Trademark Office

Attorney's Docket No. 17103-003001 / 1457 Application No. 09/942,959



**List of Patents and Publications for Applicant's Information Disclosure Statement**

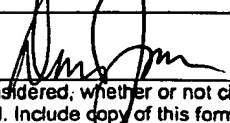
(37 CFR §1.98(b))

Applicant: Robert S. Osbakken et al.

Filing Date: August 31, 2001 Group Art Unit: 1614

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
	R	Press Release "SinusPharmacy Adds Nasal Irrigation Option to SinuNEB System" (September 18, 2002) <a href="http://www.sinuspharmacy.com/pressirrigator.html">http://www.sinuspharmacy.com/pressirrigator.html</a> [accessed on 09/08/04]
	S	Press Release "Patent for Sinusitis Treatment Awarded to SinusPharma" (June 11, 2003) <a href="http://www.sinuspharma.com/investors/releases/sinuspharma-patent.html">http://www.sinuspharma.com/investors/releases/sinuspharma-patent.html</a> [accessed on 09/08/04]
	T	Press Release "Study Finds Nebulized Antibiotics Effective Against Chronic Sinusitis" (September 17, 2002) <a href="http://www.sinuspharmacy.com/pressnebulizedsinusitis.html">http://www.sinuspharmacy.com/pressnebulizedsinusitis.html</a> [accessed on 09/08/04]
	U	Press Release "SinusPharmacy Announces Breakthrough in Treating Chronic Sinusitis" (September 25, 2000) <a href="http://www.sinuspharmacy.com/press001.html">http://www.sinuspharmacy.com/press001.html</a> [accessed on 09/08/04]
	V	<i>Stedman's Medical Dictionary</i> , 27 <sup>th</sup> Ed. P. 1644 (1999), Lippincott Williams & Wilkins, Baltimore MD
	W	Yokota <i>et al.</i> , "[Antibacterial Activities of Cefmenoxime against recent fresh clinical isolates from patients of sinusitis]," <i>Japanese Journal of Antibiotics</i> :48(5):602-609 (1995) (In Japanese, English abstract on last page of article)

Examiner Signature 	Date Considered 11/10/05
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Substitute (Modified)	Form PTO-1449	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 17103-003001 (39187-1457)	Application No. 09/942,959
<b>List of Patents and Publications for Applicant's Information Disclosure Statement</b>  (37 CFR §1.98(b))			Applicant Robert S. Osbakken et al.	
			Filing Date August 31, 2001	Group Art Unit 1614

**U.S. Patent Documents**

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	2001/0002400	05/31/01	Ponikau	514	393	10/22/88
	AB	2001/0006944	07/05/01	Ponikau	514	31	10/22/98
	AC	2001/0031779	10/18/01	Ponikau	514	393	05/25/01
	AD	2002/0052390	05/02/02	Ponikau	514	310	10/22/98
	AE	5,004,611	04/02/91	Leigh	424	450	03/21/88
	AF	5,397,771	03/14/95	Bechgaard et al.	514	2	09/10/93
	AG	5,428,006	06/27/95	Bechgaard et al.	514	3	11/15/93
	AH	5,693,608	12/02/97	Bechgaard et al.	514	2	02/28/95
	AI	5,843,881	12/01/98	Dubois et al.	512	1	02/13/97
	AJ	6,126,930	10/03/00	Dubois et al.	424	73	02/13/97
	AK	6,143,329	11/07/00	Kim	424	489	05/20/99
	AL	6,207,703	03/27/01	Ponikau	514	460	10/22/98
	AM	6,274,634	08/14/01	Yasueda et al.	514	781	08/14/01
	AN	6,375,984	04/23/02	Kan	424	489	04/28/00
	AO	6,395,300	05/28/02	Straub et al.	424	489	11/04/99
	AP	6,395,746	05/28/02	Cagle et al.	514	300	09/22/00

**Foreign Patent Documents or Published Foreign Patent Applications**

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation
							Yes No

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
	AQ	Suman et al., "Comparison of Nasal Deposition and Clearance of Aerosol Generated by a Nebulizer and an Aqueous Spray Pump," Pharmaceutical Research 16(10):1648-1652 (1999)
	AR	Vaughan et al., "Use of nebulized antibiotics for acute infections in chronic sinusitis," Otolaryngol Head Neck Surg 127:558-568 (2002)

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**List of Patents and Publications for Applicant's  
Information Disclosure Statement**

(37 CFR §1.98(b))

**U.S. Patent Documents**

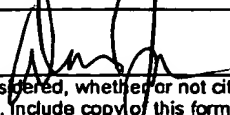
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
AS	AA	4,693,999	09/15/87	Axelsson et al.	514	174	06/03/85
AS	AB	4,917,951	04/17/90	Wallach	428	402.2	11/24/87
AS	AC	4,944,949	07/31/90	Story et al.	424	451	12/17/87
AS	AD	4,950,477	08/21/90	Schmitt et al.	424	43	08/23/88
AS	AE	5,925,334	07/20/99	Rubin et al.	424	45	08/27/97
AS	AF	5,976,573	11/02/99	Kim	424	489	07/03/96

**Foreign Patent Documents or Published Foreign Patent Applications**

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							Yes	No
AS	AG	0 267 050	05/11/88	EP, A1				
AS	AH	0 267 050	09/14/94	EP, B1				

**Other Documents (include Author, Title, Date, and Place of Publication)**

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AS	AI	Allen et al., "Effect of Surfactant on Tetracycline Absorption across Everted Rat Intestine," Journal of Pharmaceutical Sciences 70(3): 269-271 (1981)
AS	AJ	Amidon et al., "Theoretical and Experimental Studies of Transport of Micelle-Solubilized Solutes," Journal of Pharmaceutical Sciences 71(1): 77-84 (1982)
AS	AK	Attwood et al., "Solubilization of Indomethacin by Polysorbate 80 in Mixed Water-Sorbitol Solvents," J. Pharm. Pharmacol. 41: 83-86 (1989)
AS	AL	Florence et al., "Non-ionic surfactants and membrane transport of thioridazine in goldfish," J. Pharm. Pharmac. 27: 152-159 (1975)
AS	AM	Kimura et al., "Effect of synthetic surfactants on drug absorption in the presence of a physiologic surfactant, sodium taurocholate, in rats," J. Pharmacobio-Dyn. 8: 661-668 (1985)
AS	AN	Pontiroli et al., "Human insulin plus sodium glycocholate in a nasal spray formulation: improved bioavailability and effectiveness in normal subjects," Diabete & Metabolisme (Paris) 13: 441-443 (1987)
AS	AO	Salzman et al., "Intranasal Aerosolized Insulin," The New England Journal of Medicine 312: 1078-1084 (1985)
AS	AP	Smith et al., "Safety of Aerosol Tobramycin Administration for 3 Months to Patients With Cystic Fibrosis," Pediatric Pulmonology 7: 265-271 (1989)

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